

Amendment No. 1 to SB2360

Lundberg
Signature of Sponsor

AMEND Senate Bill No. 2360

House Bill No. 2451*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 49-2-211, is amended by adding the following as new subsections:

() The policy created pursuant to subsection (a) must require that the written consent of a parent or legal guardian of a student who is under eighteen (18) years of age be obtained for the student to participate in a mental health screening. As used in this subsection (), a "mental health screening" means the use of one (1) or more brief, structured questionnaires designed to examine a person's emotional health.

() This section does not affect the manner in which an LEA is required to provide educational services to a child under the Individuals with Disabilities Education Act (20 U.S.C. § 1400 et seq.) or other federal law.

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended by adding the following as a new section:

(a) Except as provided by §§ 63-6-218 and 63-6-222, a healthcare practitioner shall not provide a patient who is a minor with a vaccine or injection without first obtaining written consent from the parent or legal guardian of the minor or pursuant to an appropriate court order.

(b) As used in this section:

(1) "Healthcare practitioner" means a person licensed to practice medicine under this chapter or chapter 9 of this title, and includes those persons rendering services pursuant to § 63-6-204;

(2) "Legal guardian" means an individual or entity that has the legal authority to provide for the care, supervision, or control of a minor as established by law or court order; and

(3) "Minor":

(A) Means an individual who has not attained eighteen (18) years of age; and

(B) Does not include an individual who has been emancipated pursuant to title 29, chapter 31.

SECTION 3. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended by deleting §§ 63-6-220, 63-6-223, and 63-6-229.

SECTION 4. This act takes effect July 1, 2022, the public welfare requiring it.